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- JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
OFFICE OF THE COMMISSIONER FOR PATENTS

Applicant: Ming, Tsang Chiu)

Application No.: 10/696,707)

Filed: October 29, 2003)

Title: Electrical Display Device with)
Individual Display Members)

Art Unit: 2821

Examiner: Lee, Wilson

Docket No.: 996338-3

Mail Stop Petitions
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(A)

Sir:

Applicant hereby petitions under 37 C.F.R. section 1.181(a) to withdrawal holding of abandonment of the above identified application for non-payment of the issue fee before the due date and requests the above identified application issue as a patent. As stated in the enclosed Notice of Abandonment, the stated reason for abandonment prior to issue was "Bounced Check", i.e. non-payment of the issue fee. Applicant has attached evidence showing that its check did not "bounce" and was in fact cashed and deposited by the Patent and Trademark Office (PTO). As proof that the issue fee was submitted prior to the due date of August 22, 2005, and the check for the fee was cashed and deposited by the PTO, applicant provides the following:

- ♣ The fee transmittal form with postcard and a certificate of mailing date of August 18, 2005, and a copy of the front of the check for \$700, check No. 61216, to cover the issue fee.

- ♣ A copy of the stamped and returned post card that accompanied the fee transmittal form.
- ♣ A copy of the cashed check No. 61216 provided by the bank of Applicant's representative and showing both sides of the check including the PTO stamp on the reverse side.

Applicant has further promptly responding to the notice of abandonment, copy enclosed. Applicant contacted the Examiner, Wilson Lee, and on March 1, 2006, faxed the Examiner a copy of the certified fee transmittal form and the check submitted. After the Examiner informed applicant that applicant would need to speak with the Publications Office, Applicant contacted the publications on March 10, 2006, and was told that the office "will look into it". Applicant again contacted the Publications Office on March 17, 2006, and was told to submit a petition to Ms. Lewis in the Publications Office. Applicant submitted a petition to Ms. Lewis, copy enclosed. Applicant spoke to Ms. Lewis's supervisor on March 20, 2006, and on March 22, 2006. Ms. Lewis's supervisor informed us of her decision to maintain the holding of abandonment and directed us to file a formal petition to the Office of Petitions.

Enclosed also are (1) a copy of the cashed check (2) a copy of the Fee Transmittal Form (3) a copy of the post card accompanying the Fee Transmittal Form, and (4) a copy of the notice of abandonment.

ALTERNATIVE PETITION

If the Office of Petitions is not willing to withdraw the holding of abandonment for the reasons set forth herein, then Applicant in the alternative respectfully requests

conversion of this petition to a petition to revive and petition to accept a late payment of issue fee under 37 C.F.R. § 1.137(b) under the facts set forth herein. The delay being unintentional because Applicant had believed it had timely submitted a Fee Transmittal Form and check No. 61216 for payment of the issue fee. Applicant hereby authorizes the withdrawal of the issue fee and the petition fee from Deposit Account No. 503021. Applicant further petitions in this alternative petition only for a refund of the check No. 61216, copies enclosed.

Respectfully submitted,

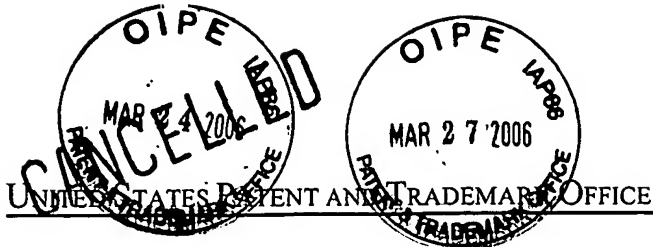
By:



G. Brian Pingel - Reg. No. 26,216
Camille L. Urban - Reg. No. 46,948
Brown, Winick, Graves, Gross
Baskerville & Schoenebaum, P.L.C.
Regency West 5
4500 Westown Pkwy Suite 277
West Des Moines, IA 50266-6717
Telephone: 515/242-2400
Facsimile: 515/242-2448

ATTORNEYS FOR APPLICANT

Date: March 23, 2006



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/696,707	10/29/2003	Tsang Chiu Ming	996338-3	6447
7590 02/22/2006			EXAMINER	
G BRIAN PINGEL BROWN, WINICK, GRAVES, GROSS, BASKERVILLE REGENCY WEST 5 4500 WESTOWN PARKWAY STE. 277 WEST DES MOINES, IA 50266			LEE, WILSON	
			ART UNIT	PAPER NUMBER
			2821	

DATE MAILED: 02/22/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



Notice of Abandonment

Application No.

10/696,707

Examiner

Lee, Wilson

Applicant(s)

MING, TSANG CHIU

Art Unit

2821

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

571-272-1824 - says to call publication office

571-272-4200

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on _____.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☐ No reply has been received.
2. ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☒ The submitted fee of \$700 is insufficient. A balance of \$700.00 is due.
The issue fee required by 37 CFR 1.18 is \$700.00. The publication fee, if required by 37 CFR 1.18(d), is \$300.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:

Bounced Check

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

BROWN, WINICK, GRAVES, GROSS, BASKERVILLE & SCHOENEBAUM, P.L.C. 403 GRAND AVENUE, SUITE 2000 DES MOINES, IOWA 50308		FIRST AMERICAN BANK 7242-739	51216
PAY TO THE ORDER OF	08/15/05	\$ 700.00	SEVEN HUNDRED & NO/100 DOLLARS
COMMISSIONER OF PATENTS			
BROWN, WINICK, GRAVES, GROSS, BASKERVILLE & SCHOENEBAUM, P.L.C.		[Signature]	
11061216 10739008071 11071487		10000070000	

BEST AVAILABLE COPY

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ENT=3598 TRC=3601 PK=04			
0330623106			
0730 0033-B			
03292005			
ENT=1967 TRC=1976 PK=10			
0312007304			
1012652616			

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PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

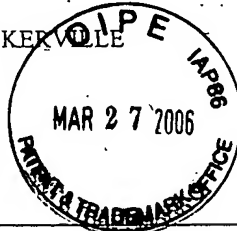
Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
 or Fax **(703) 746-4000**

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590 05/20/2005

G BRIAN PINGEL
BROWN, WINICK, GRAVES, GROSS, BASKER
REGENCY WEST 5
4500 WESTOWN PARKWAY STE. 277
WEST DES MOINES, IA 50266



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Roberta K. Johnson	(Depositor's name)
<i>Roberta K. Johnson</i>	(Signature)
August 18, 2005	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/696,707	10/29/2003	Tsang Chiu Ming	996338-3	6447

TITLE OF INVENTION: ELECTRICAL DISPLAY DEVICE WITH INDIVIDUAL DISPLAY MEMBERS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$0	\$700	08/22/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
LEE, WILSON	2821	040-576000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list
- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

G. Brian Pingel
1
Camille L. Urban
2
3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

General-Tech Holdings Limited

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Unit B, 16/F., ChinaBest Intl. Centre
 8 Kwai On Road, Kwai Chung, Hong Kong

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-3021 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature *Camille L. Urban*
 Typed or printed name Camille L. Urban

Date August 17, 2005
 Registration No. 46,948

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

61216

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72-80-739

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BASKERVILLE & SCHOENEBAUM, P.L.C.
666 GRAND AVENUE, SUITE 2000
DES MOINES, IOWA 50309

PAY
TO THE
ORDER OF

08/18/05 \$ 700.00

***** Seven Hundred & no/100 DOLLARS

COMMISSIONER OF PATENTS

BROWN, WINICK, GRAVES, GROSS,
BASKERVILLE & SCHOENEBAUM, P.L.C.

MEMO

⑆061216⑆ ⑆073900807⑆ ⑆11071487⑆

AUTHORIZED SIGNATURE

MP

Security Features Included. Details on back.

BROWN, WINICK, GRAVES, GROSS,
BASKERVILLE & SCHOENEBAUM, P.L.C.

61216

COMMISSIONER OF PATENTS

Date: 08/18/05

Date	Invoice	Invoice Amount	Amount Paid
08/18/2005	081805 Fees	700.00	700.00

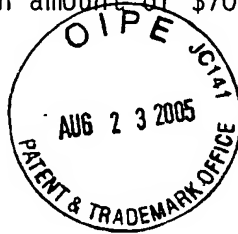
945

August 18, 2005

Applicant: Tsang Chiu Ming
Appln. No.: 10/696,707
Filed: 10/29/2003
Title: Electrical Display Device with Individual
Display Members

Please acknowledge receipt of the following:

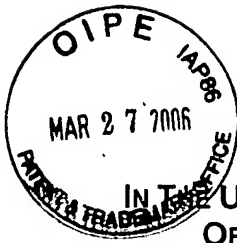
- Part B - FEE TRANSMITTAL
- Check in amount of \$700 for Issue Fee payment



G BRIAN PINGEL
BROWN WINICK GRAVES GROSS LAW FIRM
REGENCY WEST 5
4500 WESTOWN PARKWAY - STE 277
WEST DES MOINES IA 50266

110001 1000 10000000





UNITED STATES PATENT AND TRADEMARK OFFICE
OFFICE OF THE COMMISSIONER FOR PATENTS

Applicant: Ming, Tsang Chiu)

Application No.: 10/696,707)

Filed: October 29, 2003)

Title: Electrical Display Device with)
Individual Display Members)

Art Unit: 2821

Examiner: Lee, Wilson

Docket No.: 996338-3

Ms. Lewis

Fax Number: 703-308-5065

PETITION TO WITHDRAW ABANDONMENT

Maam:


Applicant hereby petitions under 37 C.F.R. section 1.137(a) for revival of the above-indicated application which was abandoned as a result of a mistake by the Patent and Trademark Office. The stated reason for abandonment prior to issue was "Bounced Check", i.e. non-payment of the issue fee. Applicant has evidence that its check did not "bounce" and was in fact cashed and deposited by the Patent and Trademark Office (PTO). As proof that the check was submitted and cashed by the PTO prior to the due date of August 22, 2005, applicant provides the following:

- ♣ The fee transmittal form with postcard and a certificate of mailing date of August 18, 2005, and a copy of the front of the check for \$700 to cover the issue fee.
- ♣ A copy of the cashed check provided by the bank of Applicant's representative and showing both sides of the check including the PTO stamp on the reverse side.
- ♣ The [necessary filing/response] is here enclosed.

Applicant has further confirmed with Ms. Lewis at the Publications Office that the check was cashed and deposited by the PTO.

Enclosed also are (1) a copy of the cashed check (2) a copy of the Fee Transmittal Form (3) a copy of the post card accompanying the Fee Transmittal Form, and (4) a copy of the notice of abandonment.

Respectfully submitted,

By:  _____

Adam W. Jones - 57,116
on behalf of attorneys of record:
G. Brian Pingel - Reg. No. 26,216
Camille L. Urban - Reg. No. 46,948
Brown, Winick, Graves, Gross
Baskerville & Schoenebaum, P.L.C.
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4500 Westown Pkwy Suite 277
West Des Moines, IA 50266-6717
Telephone: 515/242-2400
Facsimile: 515/242-2448

ATTORNEYS FOR APPLICANT

Date: March 17, 2006